

ESTTA Tracking number: **ESTTA762863**

Filing date: **08/05/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91227133
Party	Defendant Confluent, Inc.
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Date	08/05/2016
Attachments	Confluent Answer to Opposition.pdf(69003 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial Nos. 86/671,920
Published in the *Official Gazette* on January 19, 2016
Trademark: CONFLUENT

ATLASSIAN PTY LTD, Opposer, v. CONFLUENT, INC., Applicant.	Opposition No.: 91227133 ANSWER TO NOTICE OF OPPOSITION
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ANSWER

Applicant, Confluent, Inc. (“Confluent”) for its Answer to the Notice of Opposition (“Answer”) in the above-captioned matter responds to the Notice of Opposition as follows:

1. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 1 and on that basis denies each and every one of them.
2. Applicant admits that the records of the United States Patent and Trademark Office (“USPTO”) list Atlassian Pty Ltd as the owner of the CONFLUENCE registration, U.S. No. 3,673,264. Except as expressly admitted, Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 2 and on that basis denies each and every one of them.
3. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 3 and on that basis denies each and every one of them.

4. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 4 and on that basis denies each and every one of them.

5. Applicant admits that it filed U.S. Trademark Application Serial No. 86/671,920 on June 23, 2015 for the mark CONFLUENT for “Software as a service (SAAS) services, namely, hosting software for use in searching, storing, managing, organizing, processing, streaming and analyzing information and data in real-time; providing online non-downloadable software for use in searching, storing, managing, organizing, processing, streaming and analyzing information and data in real-time” on an intent-to-use basis under Section 1(b), and that its application was published for opposition on January 19, 2016. Except as expressly admitted, Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations in Paragraph 5 and on that basis denies each and every one of them.

6. Applicant denies each and every allegation in Paragraph 6.

7. Applicant denies each and every allegation in Paragraph 7.

8. Applicant denies each and every allegation in Paragraph 8.

Dated: August 5, 2016

ORRICK, HERRINGTON & SUTCLIFFE LLP

By:

A handwritten signature in blue ink, appearing to read 'Peter D. Vogl', is written over a horizontal line.

Peter D. Vogl
Kristin S. Cornuelle
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Attorneys for Applicant
CONFLUENT, INC.

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing **ANSWER TO NOTICE OF OPPOSITION** is being served upon counsel for Opposer by First Class Mail on this 5th day of August 2016, by placing the same in an envelope addressed as follows:

John M. Kim
Kristin G. Strojan
IPLA, LLP
4445 Eastgate Mall, Suite 200
San Diego, CA 92121

By: _____

Annie Chen